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ALLAN LOWE

FEB 18 2005

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Docket No.: 2328-053

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re Application of

Tuqiang Ni

U.S. Patent Application No. 09/821,753

Group Art Unit: 1763

Filed: March 30, 2001

Examiner: ALEJANDRO MULERO, LULZ L.

For: PLASMA PROCESSING METHOD AND APPARATUS WITH CONTROL OF PLASMA EXCITATION POWER

**NOTICE OF APPEAL
FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS**

Mail Stop Appeal Brief - Patents
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

February 18, 2005

Sir:

Applicant(s) hereby appeal(s) to the Board of Appeals from the decision of the Primary Examiner finally rejecting claims.

Appeal Fee: \$600.00

Not required (fee paid in prior appeal in this application).
 Credit Card Authorization form
 Charge to Deposit Account No. 07-1337.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 07-1337 and please credit any excess fees to such deposit account.

Respectfully submitted,

LOWE HAUPTMAN & BERNER, LLP



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